

DETAILED ACTION

Applicants have amended claims 2 and 13, cancelled claims 1, 3-12 and 14-16 and added new claims 17-24 in the amendment filed on October 29, 2009. The claims 2, 13 and 17-24 are considered allowable.

I. *Information Disclosure Statement*

The information disclosure statement (IDS) submitted on July 23, 2009 is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement has been considered by the examiner.

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it **MUST** be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Joseph Majka on January 5, 2010.

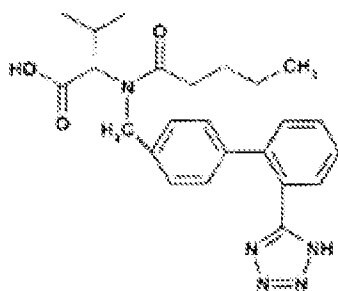
2. The application has been amended as follows:

Amend the line "page 33, second paragraph, first line, replace "materials of formulae (VIIIa)" with -material of formulae (VI)—“ , so that it reads "page 33, second paragraph, first line, replace "(VIIIa)" with -(VI)—“ in the amendment to the specification filed on October 29, 2009.

Reasons for Allowance

The following is an examiner's statement of reasons for allowance:

The invention relates to a process for preparing a compound having the Formula



wherein the process steps are as defined in claim 2. The closest prior art is US 20040072886. The above process is neither taught nor suggested by the prior art.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Telephone Inquiry

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Shawquia Young whose telephone number is 571-272-9043. The examiner can normally be reached on 7:00 AM-3:30PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Joseph McKane can be reached on 571-272-0699. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the

Art Unit: 1626

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/Shawquia Young/

Examiner, Art Unit 1626

/Rebecca L Anderson/

Primary Examiner, Art Unit 1626